



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

R. Kent
10/9/03

#4/election

In re the Application of:

NISHIO, Yoji et al.

Serial No.: 10/058,944 ✓

Filed: January 30, 2002

RECEIVED
OCT 09 2003
TECHNOLOGY CENTER R3700

Group Art Unit: 3727

Examiner: Tri M MAI

P.T.O. Confirmation No.: 4622

For: PROCESS FOR PRODUCING SEALED CONTAINER AND BLANK FOR
SEALED CONTAINER

RESPONSE TO THE RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: October 7, 2003

Sir:

This is in response to the Office Action of September 8, 2003, requiring restriction between alleged inventions under the provisions of 35 USC § 121.

In the Action, the examiner made a restriction requirement between the inventions of **Group I** drawn to a process for producing a sealed container (claims 1-3); and **Group II** drawn to a container (claims 4-8).

Applicants hereby provisionally elect **Group II, that is, claims 4-8**, for examination on the merits in this application. Applicants reserve the right to file one or more divisional applications directed to the subject matter of the non-elected claims.

Favorable consideration of the subject application is respectfully requested.

Serial No.:10/058,944
OA dated 9/8/03
Resp. dated 10/7/03

In the event this paper is not timely filed, the undersigned hereby petitions for an appropriate extension of time. The fee for this extension may be charged to Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this response.

Respectfully submitted,

ARMSTRONG, KRATZ, QUINTOS, HANSON & BROOKS, LLP



Donald W. Hanson
Attorney for Applicants
Reg. No. 27,133

Dwh/nk

Atty. Docket No. 020100
Suite 1000,1725 K Street, N.W.
Washington, D.C. 20006
(202) 659-2930



23850

PATENT TRADEMARK OFFICE